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Attorney Docket No.: DBT-006.PCT.US1  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Georges et al. )  
Serial No.: 10/541,640 )  
Filing or 371(c) Date: August 27, 2007 )  
For: Systems and Methods for Portable Audio )  
Synthesis )  
Examiner: )  
Group Art Unit: )

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: This is a resubmission of the IDS previously submitted and entered by the USPTO on June 24, 2008. The previous IDS had a typographical error in the serial number on the IDS (11/541,640 instead of 10/541,640). In a similar situation, Applicant was advised to resubmit the IDS with the corrected serial number, and that resubmission of the NPL and foreign references was not required as these could be transferred from 11/541,640. Accordingly, only the IDS and form 1449 accompany this submission. If there are any questions in this regard, the Examiner or PTO is requested to contact Applicant's attorney as set forth below.

Sir:

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached PTO-1449. A copy of each listed document is enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the following application(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:

Serial No.: 10/293,737 (now USP 7,102,069)  
Filing Date: 11/12/2002

Serial No.: 10/337,753 (now USP 7,169,996)  
Filing Date: 01/07/2003

Serial No.: PCT/US03/40051  
Filing Date: 11/11/2003

Regarding the document(s), publication(s) or other information listed on the attached PTO-1449, Applicant(s) believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant(s) reserve(s) the right to contest the prior art status of any document, publication or information cited herein.

2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following documents(s):

(a)        Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.

(b)        Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents."

3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):

(a)        Within 3 months of the filing date or date of entry into the National Stage.

(b) X Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 50-0251 for consideration of this Statement.

(c)        After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of a final action, a notice of allowance, or an action that otherwise closes prosecution.

(1)        The required certification is given below, or

(2)        Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement, or

(3)        Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 50-0251.

(d)        After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. Petition hereby is made for consideration of this Statement and the required certification is indicated below.

- (1)  Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p),  
or
- (2)  Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account  
No. 50-0251.

4. Certification (if applicable)

- (a)  The undersigned hereby certifies that each item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.
- (b)  The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.

5. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-0251.

Respectfully submitted,

  
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Registration No. 32,788  
Attorney for Applicant(s)

January 6, 2009  
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I hereby certify that the foregoing is being faxed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated above.

